

STATE OF MICHIGAN
DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES
BEFORE THE STATE BOUNDARY COMMISSION

In the matter of:

Boundary Commission
Docket #96-AR-7

The proposed annexation of
territory in **Vernon Township**
to the **City of Durand**

SUMMARY OF PROCEEDINGS, FINDINGS OF FACT AND ORDER

This matter of the proposed annexation of the following territory in Vernon Township to the City of Durand and described as follows:

Part of the Northeast 1/4 of Section 16, T6N, R4E, Vernon Township, Shiawassee County, Michigan, described as: Beginning at the North 1/4 corner of said Section 16; thence S55°05'05"E along the centerline of Monroe Road 737.20 feet; thence N00°17'34"E 358.85 feet to the South right of way line of Lansing Road (M-78); thence S89°42'26"E along said South right of way line 135.00 feet; thence S00°17'34"W 208.90 feet; thence S89°42'26"E parallel with said South right of way line 138.50 feet; thence S34°53'18"W 278.79 feet to the centerline of Monroe Road; thence S55°05'05"E along said centerline 586.01 feet; thence N00°04'58" E parallel with the West line of the East 1/2 of said Northeast 1/4 a distance of 260.00 feet; thence S55° 05'05"E parallel with the centerline of said Monroe Road 150.00 feet to said West line of the East 1/2 of the Northeast 1/4; thence N00°04'58"E along said West line 4.00 feet; thence S55°05'05"E parallel with the centerline of said Monroe Road 256.00 feet; thence S00°04'58"W parallel with said West line of the East 1/2 of the Northeast 1/4 a distance of 264.00 feet to the centerline of said Monroe Road; thence N55° 05'05"W along said centerline 168.22 feet; thence S00°37'24"W 193.67 feet; thence N89°09'55"W 82.81 feet; thence N00°40'09"E 249.70 feet to the centerline of said Monroe Road; thence N55°05'05"W along said centerline 48.00 feet; thence S00°28'14"W 197.27 feet; thence N55°05'05"W parallel with the centerline of said Monroe Road 1551.72 feet to the North-South 1/4 line of said Section 16; thence N00°09'55"E along said North-South 1/4 line 198.00 feet to the point of beginning.

This matter came before State Boundary Commissioners VerBurg, Walker and Rutledge, and Shiawassee County Commissioner Harris for final adjudication in Lansing, on Thursday, **August 21, 1997**. The Commission, being fully advised as to the positions of the respective parties, made its findings on said date.

SUMMARY OF PROCEEDINGS

- A. On **January 30, 1996**, a petition was filed by the City of Durand for the annexation of a portion of Vernon Township into the Home Rule City of Durand.
- B. On **July 16, 1996**, an adjudicative meeting of the State Boundary Commission was held in Lansing to determine the legal sufficiency of the petition. The petition was declared to be legally sufficient, pursuant to Public Act 191 of 1968, as amended, and Public Act 279 of 1909, as amended.
- C. On **August 27, 1996** a public hearing was held in Vernon Township to receive testimony given pursuant to Public Act 191 of 1968, as amended.
- D. On **February 27, 1997** an adjudicative meeting of the State Boundary Commission was held in Lansing to make a decision based on the information received. However, a decision was postponed.
- E. On **August 21, 1997** an adjudicative meeting of the State Boundary Commission was held in Lansing to make a decision based on the information received.

INFORMATION TO BE NOTICED

- 1. The **City** requested annexation because the territory proposed for annexation constituted a logical extension of the City of Durand boundaries.
- 2. The **City** and the **Township** reported that they are negotiating an agreement concerning the territory proposed for annexation.
- 3. The **City**, through its designated attorney, requested the State Boundary Commission to deny this annexation petition.

THE COMMISSION FINDS THAT

- 1. **Vernon Township** and the **City of Durand** are negotiating an agreement concerning the property proposed for annexation and the **City of Durand**, through its designated attorney, has requested that the petition be denied.

IN CONCLUSION, THE COMMISSION FINDS THAT

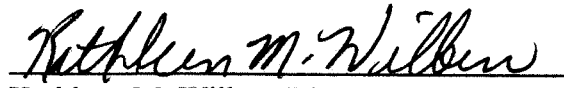
1. The Commission has considered the information contained in the record of this docket in terms of the criteria stipulated under Section 9 of Public Act 191 of 1968, as amended.
2. On **August 21, 1997**, at an adjudicative meeting held in Lansing, State Boundary Commissioners VerBurg, Walker and Rutledge and Shiawassee County Commissioner Harris voted unanimously to recommend to the Director of the Department of Consumer and Industry Services that the proposed annexation be denied.
3. On **August 21, 1997**, at an adjudicative meeting held in Lansing, State Boundary Commissioners VerBurg, Walker and Rutledge and Shiawassee County Commissioner Harris voted to approve the Findings of Fact and Order and to recommend that the Director of the Department of Consumer and Industry Services sign the order.

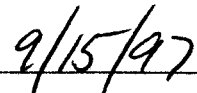
ORDER

DOCKET #96-AR-7

IT IS ORDERED THAT this order **denying** the annexation of certain territory in **Vernon Township** into the **Home Rule City of Durand** shall be final and effective on the date signed by the Director of the Department of Consumer & Industry Services.

IT IS FURTHER ORDERED THAT the Executive Director shall forthwith transmit a certified copy of these Findings of Fact and Order to the Petitioner and to the clerks of the City of Durand, Vernon Township, and Shiawassee County.


Kathleen M. Wilbur, Director
Department of Consumer & Industry Services


Date _____